THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 24834 of 2005

Dated: 22.11.2005

Between:

B.Laxmi, w/o Badash,
R/o Araku Township "A" of Araku Valley,
Adjacent to Museum Compound, Gandhi Park,
Visakhapatnam District and others.

.....PETITIONERS

AND

The District Collector & I.T.D.A.Chairman, Paderu
(Integrated Tribal Development Authority)
Visakhapatnam District and others.

.....RESPONDENTS

ORDER:

The petitioners claim that they have been doing petty businesses in Town ship “A” of Araku Valley, adjacent to Museum compound, and in the recent past, they have been evicted during certain celebrations. Their grievance is that after conclusion of the celebrations, the authorities are trying to construct compound wall in such a way as not to leave any place for the petitioners to undertake their businesses. They claim to have made an appeal to respondents 1 and 2, and state that even while the appeal is pending, the compound wall is being constructed.

Heard the learned counsel for the petitioners and the learned Government Pleader for Social Welfare.

The petitioners do not assert any title over the land in question. Their claim is that

they have established shops for the past several years in that area. The circumstances, under which the petitioners were evicted, or those that led to the construction of compound wall, are not before this Court. The petitioners claim to be belonging to weaker sections. The second respondent, who is entrusted with the duty of ensuring the welfare of weaker sections, can examine the matter and take appropriate action either in the form of providing any place for the petitioners in the same place or at a different place. This Court cannot record any findings on those aspects.

For the foregoing reasons, the writ petition is disposed of directing respondents 1 and 2 to take appropriate steps on the representation said to have been made by the petitioners within a period of three months from the date of receipt of a copy of this order. There shall be no order as to costs.

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22.11.2005

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